6647986/2022/TAPPAL-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - SPSR Nellore District - Disciplinary proceedings against Sri S.Ramalingeswara Rao, the then Tahsildar of T.P.Gudur Mandal, SPSR Nellore District - Violation of APCS (Conduct) Rules, 1964 - Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 r/w Rule 9 of A.P.R.P.Rules, 1980 - Articles of charges - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.990

Dated:16.11.2022.
Read the following:-

1. From the CCLA, Ref.Lr.No.V.S-II(1)/352/2022 (C.No.1757742), Dt:04.10.2022
2. G.O.Ms.No.719, Revenue (Vig.III) Department, Dt:16.11.2022.

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ORDER:

In pursuance of the sanction accorded in the reference 2nd read above, it is proposed to hold an enquiry against Sri S.Ramalingeswara Rao, the then Tahsildar of T.P.Gudur Mandal, SPSR Nellore District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure—I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure - III & IV).

3. Sri S.Ramalingeswara Rao, Tahsildar (Retd) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri S.Ramalingeswara Rao, Tahsildar (Retd) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri S.Ramalingeswara Rao, Tahsildar (Retd) is further informed that if he does not submit his written statement of defense on or before the date specified in Para—3 above, further action will be processed based on the material available.

6. Attention of Sri S.Ramalingeswara Rao, the then Tahsildar of T.P.Gudur Mandal, SPSR Nellore District is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri S.Ramalingeswara Rao, Tahsildar (Retd) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To:
Sri S.Ramalingeswara Rao, the then Tahsildar of T.P.Gudur Mandal, SPSR Nellore District (Retd) through the Collector & District Magistrate, SPSR Nellore District.

Copy to:
The Chief Commissioner of Land Administration, A.P., Mangalagiri.
The Collector & District Magistrate, SPSR Nellore District.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLES OF CHARGE FRAMED AGAINST SRI S.RAMALINGESWARA RAO, FORMER TAHSILDAR, T.P.GUDUR MANDAL (NOW RETIRED)

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Charge-1:

Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) while he was working as Tahsildar, T.P.Gudur has facilitated Sri Rangineni Venkateswarlu to grab Eduru- Koduru Tank Poramboke land situated adjacent to the patta land of Sy.No.1391, Kodur Bit-I village, T.P.Gudur Mandal which belonging to Smt.V.Shalini alias Ramya, resident of Bangalore. Sri Rangineni Venkateswarlu has raised aqua culture ponds in Tank poramboke land and caused seepage of water of aqua culture ponds from aqua culture fields to the patta land of Smt.V.Shalini @ Ramya and caused damage to the paddy crop of the said individual in her patta land. The delinquent officer despite brought to his notice about the illegal encroachment in Tank poramboke land and raising of aqua culture ponds in the Tank poramboke land causing damage to the paddy fields that no action has been taken against the Encroacher. Thus the delinquent officer has behaved negligently not behaved as a Public Officer and thereby his misconduct caused detrimental loss to the public and also to the Government due to the encroachment of the Government land and violated Rule 3 of A.P.C.S Conduct Rules, 1964.

Charge-2:

Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer has submitted a report to the District Collector, while he was working as Tahsildar, T.P.Gudur that he has issued notice to Sri Rangineni Venkateswarlu asking him to remove the prawn culture ponds in Sy.No.1391 in an extent of Acs.2.32 cents of land. Against the said notice Sri Rangineni Venkateswarlu filed a writ petition in W.P.No.4036/2016 on the file of Hon'ble High Court of A.P and obtain interim orders. The delinquent officer has further reported that no aquaculture was being carried out in the lands adjacent to the lands of Smt.B.Shalini @ Ramya. The delinquent officer has submitted a false report totally hostile to the ground facts. The aquaculture ponds raised in Sy.No.1390 of Eduru-Koduru Tank whereas the land in Sy.No.1391 belongs to B.Shalini@ Ramya who raised paddy crop. Sri Rangineni Venkateswarlu who raised aquaculture in Sy.No.1390 caused inconvenience to the patta land holder in Sy.No.1391. Thus the delinquent officer without verifying the ground facts submitted a false report to the District Collector and in turn the District Collector submitted a report to the Hon'ble Lokayukta. The delinquent officer has behaved in irresponsible manner and dissuade the District Collector as well as Hon'ble Lokayukta not rendered his legitimate duties and thereby violated Rule 3 of A.P.C.S Conduct Rules, 1964.

Charge-3:

Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer while he was working as Tahsildar, T.P.Gudur has issued Notice in Rc.No.283/2014/B, dt:22.12.2015 duly mentioning the Sy.Number of the patta land i.e., S.No.1391 of Kodur Bit-I Village even the Encroacher Sri Rangineni Venkateswarlu had encroached Tank poramboke land in Sy.No.1390 of Kodur Bit-I Village illegally raised aquaculture lands facilitating him to obtain stay orders in the Hon'ble High Court blatantly not protected the interests of the Government and acted in favor of the encroachers and thus not protected the Government lands and thereby he has behaved as an unbecoming member of Government servant and violated Rule 3 of A.P.C.S. Conduct Rules, 1964.

Charge-4:

Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer while he was working as Tahsildar, T.P.Gudur has not made any efforts to remove encroachments in Eduru-Koduru Tank Poramboke. Despite the District Collector has given orders to remove encroachments in Tank Poramboke land

(P.T.O)

he failed to evict encroachments in the Tank poramboke land. Thus he has not protected the Government lands from the hands of the land grabbers despite he has acted in favor of the land grabbers and behaved as an unfaithful Government servant and thereby violated Rule 3 of A.P.C.S Conduct Rules, 1964.

Charge-5:

Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer while he was working as Tahsildar, T.P.Gudur that he has not protected the genuine interests of Smt.V.Shalini @ Ramya even though she has made representations that her paddy crop is damaged due to the prawn culture ponds raised in Government lands by Sri Rangineni Venkateswarlu. But the delinquent officer has substantiated his inaction by stating that there is a family dispute in between them and causing inconvenience by both of them in reciprocating manner. In fact the delinquent officer has acted in favor of Sri Rangineni Venkateswarlu, encroacher of Government land. The investigating Officer in the O/o.A.P Lokayukta who enquired into the subject matter has corroborated that the delinquent officer has wrongly mentioned the Survey numbers in a notice which belonging to Smt.V.Shalini @ Ramya who raised paddy crop in it but the delinquent officer asked Rangineni Venkateswarlu to remove acqua culture in Sy.No.1391. The delinquent officer has absolutely made wrong facts in the notice and behaved against the interests of the complainant and acted in favor of the Rangineni Venkateswarlu who encroached the Government. Thus the delinquent officer behaved in an unethical manner and thereby he has violated Rule 3 of A.P.C.S Conduct Rules, 1964.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE CHARGES FRAMED AGAINST SRI S.RAMALINGESWARA RAO, TAHSILDAR T.P.GUDUR MANDAL (NOW RETIRED). SRI S.RAMALINGESWARA RAO, TAHSILDAR T.P.GUDUR MANDAL (NOW RETIRED)

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(1) Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) while he was working as Tahsildar, T.P.Gudur has facilitated Sri Rangineni Venkateswarlu to grab Eduru- Koduru Tank Poramboke land situated adjacent to the patta land of Sy.No.1391, Kodur Bit-I village, T.P.Gudur Mandal which belonging to Smt.V.Shalini alias Ramya, resident of Bangalore. Sri Rangineni Venkateswarlu has raised aqua culture ponds in Tank poramboke land and caused seepage of water of aqua culture ponds from aqua culture fields to the patta land of Smt.V.Shalini @ Ramya and caused damage to the paddy crop of the said individual in her patta land. The delinquent officer despite brought to his notice about the illegal encroachment in Tank poramboke land and raising of aqua culture ponds in the Tank poramboke land causing damage to the paddy fields that no action has been taken against the Encroacher. Thus the delinquent officer has behaved negligently not behaved as a Public Officer and thereby his misconduct caused detrimental loss to the public and also to the Government due to the encroachment of the Government land and violated the Rules.

(2) Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer has submitted a report to the District Collector, while he was working as Tahsildar, T.P.Gudur that he has issued notice to Sri Rangineni Venkateswarlu asking him to remove the prawn culture ponds in Sy.No.1391 in an extent of Acs.2.32 cents of land. Against the said notice Sri Rangineni Venkateswarlu filed a writ petition in W.P.No.4036/2016 on the file of Hon'ble High Court of A.P and obtain interim orders. The delinquent officer has further reported that no aquaculture was being carried out in the lands adjacent to the lands of Smt.B.Shalini @ Ramya. The delinquent officer has submitted a false report totally hostile to the ground facts. The aquaculture ponds raised in Sy.No.1390 of Eduru-Koduru Tank whereas the land in Sy.No.1391 belongs to B.Shalini@ Ramya who raised paddy crop. Sri Rangineni Venkateswarlu who raised aquaculture in Sy.No.1390 caused inconvenience to the patta land holder in Sy.No.1391. Thus the delinquent officer without verifying the ground facts submitted a false report to the District Collector and in turn the District Collector submitted a report to the Hon'ble Lokayukta. The delinquent officer has behaved in irresponsible manner and not rendered his legitimate duties and thereby he has violated the Rules.

(3) Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer while he was working as Tahsildar, T.P.Gudur has issued Notice in Rc.No.283/2014/B, dt:22.12.2015 duly mentioning the Sy.Number of the patta land i.e., S.No.1391 of Kodur Bit-I Village even the Encroacher Sri Rangineni Venkateswarlu had encroached Tank poramboke land in Sy.No.1390 of Kodur Bit-I Village illegally raised aquaculture lands facilitating him to obtain stay orders in the Hon'ble High Court blatantly not protected the interests of the Government and acted in favor of the encroachers and thus not protected the Government lands and thereby he has behaved as an unbecoming member of Government servant and violated the Rules.

(4) Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer while he was working as Tahsildar, T.P.Gudur has not made any efforts to remove encroachments in Eduru-Koduru Tank Poramboke. Despite the District Collector has given orders to remove encroachments in Tank Poramboke land he failed to evict encroachments in the Tank poramboke land. Thus he has not protected the Government lands from the hands of the land grabbers despite he has acted in favor of the land grabbers and behaved as an unfaithful Government servant and thereby violated the Rules.

(5) Sri S.Ramalingeswara Rao, Tahsildar, Collectorate (now retired) being a responsible officer while he was working as Tahsildar, T.P.Gudur that he has not

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protected the genuine interests of Smt.V.Shalini @ Ramya even though she has made representations that her paddy crop is damaged due to the prawn culture ponds raised in Government lands by Sri Rangineni Venkateswarlu. But the delinquent officer has substantiated his inaction by stating that there is a family dispute in between them and causing inconvenience by both of them in reciprocating manner. In fact the delinquent officer has acted in favor of Sri Rangineni Venkateswarlu, encroacher of Government land. The investigating Officer in the O/o.A.P Lokayukta who enquired into the subject matter has corroborated that the delinquent officer has wrongly mentioned the Survey numbers in a notice which belonging to Smt.V.Shalini @ Ramya who raised paddy crop in it but the delinquent officer asked Rangineni Venkateswarlu to remove acqua culture in Sy.No.1391. The delinquent officer has absolutely made wrong facts in the notice and behaved against the interests of the complainant and acted in favor of the Rangineni Venkateswarlu who encroached the Government. Thus the delinquent officer behaved in an unethical manner and not rendered his legitimate duties with devotion and dedication, thereby he has violated the Rules.

(6) Thus Sri S.Ramalingeswara Rao, Tahsildar T.P.Gudur Mandal (now retired) has failed to discharge his legitimate duties properly and misused his powers. Thus he has failed to maintain absolute integrity, discipline and devotion to duty and thereby contravened Rule-3(1) of A P Civil Service (Conduct) Rules, 1964.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI S.RAMALINGESWARA RAO, FORMER TAHSILDAR, T.P.GUDUR (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED.

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1. Dy.Registrar, Institute of Lokayukta Lr.Dis.No.2135/2015/B1/LOK/5531/2022, Dt:08.06.2022 addressed to the Principal Secretary to Government, Revenue Department, A.P Secretariat, Velagapudi, Guntur District.
2. Director Investigation, Institute of Lokayukta, Hyderabad Lr.C.No.2135/2015/LOK/94, Dt:22.11.2016

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

THE LIST OF WITNESS BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI S.RAMALINGESWARA RAO, FORMER TAHSILDAR, T.P.GUDUR (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED.

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G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER